



Patent
263/103

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Walter J. Ledergerber

Serial No.: 09/813,091

Filed: March 19, 2001

For: Dual-Sided, Texturized Biocompatible
Structure

Group Art Unit: 3738

Examiner: David J. Isabella

#12
J. D.
J. Byrce
9/11/02

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TERMINAL DISCLAIMER

Commissioner for Patents
Washington, D.C. 20231

Sir:

I, David B. Murphy, represent that I am an attorney of record for the above-identified application. I am authorized to sign this Terminal Disclaimer on behalf of Walter J. Ledergerber. I certify that Walter J. Ledergerber owns the entire interest in the above-identified application.

Walter J. Ledergerber hereby disclaims the terminal part of any patent granted on the above-identified application that would extend beyond the statutory expiration date of U.S. Patent No. 6,228,116. Walter J. Ledergerber is the owner of U.S. Patent No. 6,228,116 (application serial no. 08/823,119).

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Moreover, Walter J. Ledergerber hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 6,228,116, this agreement to run with any patent granted on the above-identified application and to be binding upon Walter J. Ledergerber, its successors, or assigns.

Walter J. Ledergerber does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of U.S. Patent No. 6,228,116 (application serial no. 08/823,119), in the event that this patent later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.312(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term, except for the separation of legal title stated above.

Enclosed is a check in the amount of \$110.00 to file this paper. The Commissioner is hereby authorized to charge Deposit Account No. 12-2475 for the requisite fee of \$110.00 for the filing of this Terminal Disclaimer. If the Examiner has any additional questions or concerns, he is encouraged to contact Applicant's undersigned representative to resolve such issues.

Respectfully submitted,

LYON & LYON LLP

Dated: August 29, 2002

By: 

David Murphy
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